IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

WP(C).No. 32542 of 2007(Y)

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PETITIONER:

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MERRY GEORGENA, AGED 27 YEARS,
D/O. SHRI SKARIAH MATHEW, P.O.BOX 3855,
ABU DHABI, UNITED ARAB EMIRATES.

BY ADV. SRI.SANTHOSH MATHEW
SRI.SATHISH NINAN

RESPONDENTS:

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1. THE MAHATMA GANDHI UNIVERSITY,
PRIYADARSINI HILLS, ATHIRAMPUZHA, KOTTAYAM,
REPRESENTED BY ITS REGISTRAR.

2. THE VICE CHANCELLOR,
MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS,
ATHIRAMPUZHA, KOTTAYAM.

3. THE CONTROLLER OF EXAMINATIONS,
MAHATMA GANDHI UNIVERSITY, PRIYADARSINI HILLS,
ATHIRAMPUZHA, KOTTAYAM.

4. THE DIRECTOR,
SCHOOL OF DISTANCE EDUCATION, MAHATMA GANDHI
UNIVERSITY, KOTTAYAM.

BY SC FOR UNIVERSITY SRI.T.A SHAJI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**ANTONY DOMINIC, J**

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W.P.(C). 32542/2007

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Dated this the 19th day of November, 2007

**JUDGMENT**

The petitioner had completed B.Com degree from Madurai Kamaraj University and Ext.P1 is the degree certificate. On the strength of Ext.P1, petitioner was granted admission for MBA in Human Resource Management by the M.G.University/first respondent through 'Our International Study Center', Abu Dhabi, a distant education centre. She completed the course and appeared for the examination. However, when the results were published, her result was withheld on the allegation that the degree which she had obtained from Madurai Kamaraj University was not recognized by the first respondent University. In those circumstances, this writ petition has been filed praying for directing the University to issue her mark lists. The fact that the petitioner was granted admission and that she had completed the course are not disputed by the University. Respondents also have no case that the petitioner suppressed any information from there. The only dispute is regarding the basic degree that the petitioner had acquired.

2. In several cases this Court had occasion to consider similar issues and judgments have been rendered holding that once a student has been admitted and permitted to undergo the course after completing the course, it is not open to the University to contend that the basic degree on the basis of which students have been granted admission is not recognized. In view of the similarity of facts, I am satisfied that the petitioner herein is entitled to relief in this case also.

3. Accordingly I dispose of this writ petition directing that the respondents shall issue the mark list of the second, third and fourth semester of MBA in Human Resource Management examination written by the petitioner.

This shall be done within ten days on receipt of a copy of this judgment.

**ANTONY DOMINIC**
**Judge**

mrcs